



**WYATT  
35181**

***ROANOKE CITY COUNCIL  
REGULAR SESSION***

***JANUARY 2, 2001  
12:15 P.M.***

***CITY COUNCIL CHAMBER***

***AGENDA FOR THE COUNCIL***

**1. Call to Order--Roll Call: All Present.**

A communication from the City Attorney requesting a Closed Meeting to consult with legal counsel on a matter of actual litigation, pursuant to Section 2.1-344 (A)(7), Code of Virginia (1950), as amended. (Approved 7-0)

A communication from the Honorable Ralph K. Smith, Mayor, requesting a Closed Meeting to discuss vacancies on various authorities, boards, commissions and committees appointed by Council, pursuant to Section 2.1-344 (A)(1), Code of Virginia (1950), as amended. (Approved 7-0)

A communication from the Honorable C. Nelson Harris, Chair, City Council Personnel Committee, requesting a Closed Meeting to discuss the performance of three Council-Appointed Officers, pursuant to Section 2.1-344 (A)(1), Code of Virginia (1950), as amended. (Approved 7-0)

**THE MEETING OF ROANOKE CITY COUNCIL WAS DECLARED  
IN RECESS AT 12:20 P.M., TO BE RECONVENED AT 2:00 P.M., IN  
THE CITY COUNCIL CHAMBERS.**



***ROANOKE CITY COUNCIL  
REGULAR SESSION***

***JANUARY 2, 2001  
2:00 P.M.***

***CITY COUNCIL CHAMBER***

***AGENDA FOR THE COUNCIL***

**1. Call to Order -- Roll Call: All Present.**

**The Invocation was delivered by Council Member C. Nelson Harris.**

**The Pledge of Allegiance to the Flag of the United States of America was led by Mayor Ralph K. Smith.**

**Welcome. Mayor Smith.**

**NOTICE:**

Meetings of Roanoke City Council are televised live on RVTv Channel 3. Today's meeting will be replayed on Channel 3 on Thursday, January 4, 2001, at 7:00 p.m., and Saturday, January 6, 2001, at 4:00 p.m.

## **ANNOUNCEMENTS:**

**THE PUBLIC IS ADVISED THAT MEMBERS OF COUNCIL RECEIVE THE CITY COUNCIL AGENDA AND RELATED COMMUNICATIONS, REPORTS, ORDINANCES AND RESOLUTIONS, ETC., ON THE THURSDAY PRIOR TO THE COUNCIL MEETING TO PROVIDE SUFFICIENT TIME FOR REVIEW OF INFORMATION. CITIZENS WHO ARE INTERESTED IN OBTAINING A COPY OF ANY ITEM LISTED ON THE AGENDA MAY CONTACT THE CITY CLERK'S OFFICE, ROOM 456, NOEL C. TAYLOR MUNICIPAL BUILDING, 215 CHURCH AVENUE, S. W., OR CALL 853-2541.**

**THE CITY CLERK'S OFFICE NOW PROVIDES THE ENTIRE CITY COUNCIL AGENDA PACKAGE ON THE INTERNET FOR VIEWING AND RESEARCH PURPOSES. TO ACCESS THE AGENDA MATERIAL, GO TO THE CITY'S HOMEPAGE AT [WWW.CI.ROANOKE.VA.US](http://WWW.CI.ROANOKE.VA.US), CLICK ON THE ROANOKE CITY COUNCIL ICON, CLICK ON MEETINGS AND AGENDAS, AND DOWNLOAD THE ADOBE ACROBAT SOFTWARE TO ACCESS THE AGENDA.**

**ALL PERSONS WISHING TO ADDRESS COUNCIL ARE REQUESTED TO REGISTER WITH THE STAFF ASSISTANT WHO IS LOCATED AT THE ENTRANCE TO COUNCIL CHAMBER.**

## **CONSENT AGENDA**

**(APPROVED 7 - 0)**

**ALL MATTERS LISTED UNDER THE CONSENT AGENDA ARE CONSIDERED TO BE ROUTINE BY THE MEMBERS OF CITY COUNCIL AND WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THE ITEMS. IF DISCUSSION IS DESIRED, THE ITEM WILL BE REMOVED FROM THE CONSENT AGENDA AND CONSIDERED SEPARATELY.**

- C-1 Minutes of the regular meetings of City Council held on Monday, July 3, 2000, Monday, July 17, 2000; and the Planning Retreat held on July 20 - 21, 2000.

RECOMMENDED ACTION: Dispense with the reading thereof and approve as recorded.

- C-2 A communication from the City Manager requesting that Council schedule a public hearing with regard to Victory Stadium for Monday, January 29, 2001, at 7:00 p.m., or as soon thereafter as the matter may be heard, in the City Council Chamber.

RECOMMENDED ACTION: Concur in request.

**File #122**

- C-3 A communication from the City Manager requesting that the City Clerk be authorized to advertise a public hearing with regard to I-73 for Tuesday, January 16, 2001, at 7:00 p.m., or as soon thereafter as the matter may be heard, in the City Council Chamber.

RECOMMENDED ACTION: Concur in request.

**File #20-544**

- C-4 Minutes of the Audit Committee meeting which was held on Monday, December 4, 2000.

RECOMMENDED ACTION: Receive and file.

**File #300**

- C-5 Minutes of the Greater Roanoke Transit Company Audit Committee meeting which was held on Monday, December 4, 2000.

RECOMMENDED ACTION: Receive and file.

**File #55**

- C-6 Qualification of the following persons:

Elizabeth Neu as a City representative to fill the unexpired term of Phillip F. Sparks, resigned; and William D. Bestpitch as a City representative to fill the unexpired term of James O. Trout, deceased, to Virginia's First Regional Industrial Facility Authority ending September 24, 2002;and  
**File #315-110-207-526**

Elizabeth Neu as a member of the Economic Development Commission, to fill the unexpired term of Phillip F. Sparks, resigned, ending June 30, 2001.

**File # 15-110-450**

RECOMMENDED ACTION: Receive and file.

### **REGULAR AGENDA**

**3. HEARING OF CITIZENS UPON PUBLIC MATTERS: NONE.**

**4. PETITIONS AND COMMUNICATIONS: NONE.**

**5. REPORTS OF OFFICERS:**

a. CITY MANAGER:

#### **BRIEFINGS:**

1. Briefing with regard to the National Pollution Discharge Elimination System, Phase II. (30 minutes)

**Received and filed.**

**File #199-529**

#### **ITEMS RECOMMENDED FOR ACTION:**

2. A communication recommending participation in the Statewide Mutual Aid Agreement and authorization to execute any required documents.

**Adopted Resolution No. 35181-010201. (7-0)**

**File #188**

3. A communication recommending authorization to extend the contract with the Roanoke Neighborhood Development Corporation for an additional six months as provided in the original contract.

**Adopted Resolution No. 35182-010201. (7-0)  
File #165-434**

**The City Manager was requested to schedule a 2:00 p.m. Council briefing with regard to the RNDC Project, including financial information on the amount of funds appropriated by the City to the project since its inception and accomplishments to date.**

**b. DIRECTOR OF FINANCE:**

1. Financial report for the month of November, 2000.

**Council Member White questioned the Civic Center fund budget, which reflects an operating loss of approximately \$736,522.00 in fiscal year 2001, compared to \$640,744.00 in fiscal year 2000, and requested an explanation regarding the increased deficit; whereupon, the Director of Finance advised that he would provide Council with additional information.**

**Also pertaining to the Civic Center, Council engaged in a discussion regarding a new policy in connection with the addition of \$1.00 per ticket in lieu of a parking fee, the new policy regarding sale of alcohol, and the Civic Center rental fee policy; whereupon, Council Member Wyatt requested that the Roanoke Civic Center Commission review the policy of imposing \$1.00 per ticket on each ticketed event, in lieu of a parking fee.**

**The City Manager suggested that Council meet with the Roanoke Civic Center Commission to discuss the above-referenced topics, as well as pending future needs regarding expansion and parking at the Civic Center.**

**The financial report was received and filed.  
File #10-192**

**6. REPORTS OF COMMITTEES: NONE.**

**7. UNFINISHED BUSINESS: NONE.**

**8. INTRODUCTION AND CONSIDERATION OF ORDINANCES AND RESOLUTIONS:**

- a. Ordinance No. 35176, on second reading, permanently vacating, discontinuing and closing a certain section of Edge Hill Avenue, S. E., extending in a westerly direction from 19<sup>th</sup> Street, for an approximate distance of 210 feet to the intersection with 18<sup>th</sup> Street.

**Adopted Ordinance No. 35176-010201 (7-0)**  
**File #514**

- b. Ordinance No. 35177, on second reading, authorizing the granting of an easement across City-owned property located at 5<sup>h</sup> Street and Luck Avenue, S. W., to Cox Communications, Inc., for installation of a concrete pad and electrical equipment cabinet to provide telecom circuit protection, upon certain terms and conditions.

**Adopted Ordinance No. 35177-010201. (7-0)**  
**File #28-514-448-468**

- c. Ordinance No. 35178, on second reading, authorizing the donation and conveyance of a 15-foot easement across City-owned property known as the Lincoln Terrace Elementary School site to Verizon, for installation of underground facilities, upon certain terms and conditions.

**Adopted Ordinance No. 35178-010201. (7-0)**  
**File #28-166-291-383-467-468**

- d. Ordinance No. 35179, on second reading, granting a revocable license to permit the construction and encroachment of a paved parking area 25-feet into the public right-of-way in front of the property located at 1313 Peters Creek Road, N. W., identified as Official Tax No. 2770604, upon certain terms and conditions.

**Adopted Ordinance No. 35179-010201. (7-0)**  
**File #322-468-514**

- e. Ordinance No. 35180, on second reading, authorizing the proper City officials to enter into a lease agreement between the City and Sandra Rouse, for use of a 12.17-acre tract of land for agricultural purposes, upon certain terms and conditions.

**Adopted Ordinance No. 35180-010201. (7-0)  
File #373-468**

## **9. MOTIONS AND MISCELLANEOUS BUSINESS:**

- a. Inquiries and/or comments by the Mayor, Vice-Mayor and Members of City Council.

**The Mayor presented a proposal with regard to composition of a Blue Ribbon Committee to review the number of, overall structure, and process of appointment of persons to Council-Appointed boards, commissions and committees.**

**It was the consensus of Council to engage in a work session immediately following the Greater Roanoke Valley Leaders Summit on Monday, January 8, at 12:00 noon at the Jefferson Center, Fitzpatrick Hall, to discuss the process of appointments to boards, commissions and committees.**

**File #110**

**The Mayor declared the meeting in recess for continuation of the previously approved Closed Sessions.**

- b. Vacancies on various authorities, boards, commissions and committees appointed by Council.

## **10. OTHER HEARING OF CITIZENS UPON PUBLIC MATTERS:**

**CITY COUNCIL SETS THIS TIME AS A PRIORITY FOR CITIZENS TO BE HEARD. IT IS A TIME FOR CITIZENS TO SPEAK AND A TIME FOR COUNCIL TO LISTEN. MATTERS REQUIRING REFERRAL TO THE CITY MANAGER WILL BE REFERRED,**



**WITHOUT OBJECTION, IMMEDIATELY, FOR ANY NECESSARY AND APPROPRIATE RESPONSE, RECOMMENDATION OR REPORT TO COUNCIL.**

**THE MEETING OF ROANOKE CITY COUNCIL WAS DECLARED IN RECESS TO BE RECONVENED ON TUESDAY, JANUARY 8, 2001, AT 12:00 NOON, AT WHICH TIME CITY COUNCIL IS SCHEDULED TO HOST A WORK SESSION WITH ELECTED-OFFICIALS FROM SURROUNDING LOCALITIES AND TO ENGAGE IN FURTHER DIALOGUE WITH REGARD TO THE PROCESS FOR APPOINTMENTS TO COUNCIL-APPOINTED BOARDS, COMMISSIONS AND COMMITTEES, IN FITZPATRICK HALL, AT THE JEFFERSON CENTER, 541 LUCK AVENUE, S. W., CITY OF ROANOKE.**

**CERTIFICATION OF CLOSED SESSION. (6-0)**

**(Vice-Mayor Carder left the meeting during the Closed Session.)**

**The following persons were appointed to the Advisory Board of Human Development:**

**Louis H. Patterson for a term ending November 30, 2003; and Clarence W. Hall for a term ending November 30, 2004.**